

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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VINCENT EMILIO, individually and on behalf
of all others similarly situated,

Petitioner,

-vs.-

SPRINT SPECTRUM L.P. d/b/a/ SPRINT PCS,

Respondent.
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: No. 08-CV-7147 (BSJ)
:
: **NOTICE OF MOTION**
: **FOR ORDER**
: **GRANTING PETITION**
:
: **ECF Filed**

PLEASE TAKE NOTICE THAT, upon the accompanying Declaration of William R. Weinstein dated September 5, 2008 and the exhibits thereto, the accompanying memorandum of law, and upon the petition previously filed in this matter, Petitioner will move this Court, on October 10, 2008, before the Honorable Barbara S. Jones, United States District Court Judge, at the United States Courthouse located at 500 Pearl Street, New York, New York, for an Order, pursuant to Fed. R. Civ. P. 7(b) and Section 4 of the Federal Arbitration Act, 9 U.S.C. § 4, granting Petitioner's Petition and awarding the relief requested therein in its entirety.

Dated: New York, New York
September 5, 2008

SANFORD WITTELS & HEISLER, LLP

By: /s/ William R. Weinstein
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